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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

LUIS DIEGO ZAPATA FONSECA,
individually and on behalf of all others similarly
situated,

Plaintiff,

v.

GOYA FOODS INC.,

Defendant.

Case No. 5:16-cv-02559 - LHK

**STIPULATION AND [PROPOSED]
ORDER REGARDING BRIEFING
SCHEDULE ON DEFENDANT'S
MOTION TO DISMISS**

1 WHEREAS, Plaintiff Luis Diego Zapata Fonseca (“Plaintiff”) filed this action on May 11,
2 2016.

3 WHEREAS, Defendant Goya Foods, Inc. (“Goya”) filed a motion to dismiss on July 11,
4 2016.

5 WHEREAS, on September 9, 2016, the Court granted Goya’s motion to dismiss in part and
6 denied its motion to dismiss in part.

7 WHEREAS, Plaintiff filed an amended complaint on October 7, 2016.

8 WHEREAS, Goya filed another motion to dismiss on November 2, 2016 and set the motion
9 for hearing on February 9, 2017 at 1:30 p.m.

10 WHEREAS, the parties have met and conferred regarding a briefing schedule on
11 Defendant’s motion to dismiss and have reached agreement on a proposed schedule.

12 NOW THEREFORE, subject to the Court’s approval, Plaintiff and Defendant stipulate as
13 follows:

14 1. Plaintiff shall file his opposition to Defendant’s motion to dismiss on or before
15 December 20, 2016.

16 2. Defendant shall file its reply in support of its motion to dismiss on or before January
17 19, 2017.

18 3. The hearing shall remain on February 9, 2017 at 1:30 p.m.

19 Dated: November 14, 2016

BURSOR & FISHER, P.A.

20 By: /s/ L. Timothy Fisher

L. Timothy Fisher

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Dated: November 14, 2016

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By: /s/ Paul La Scala

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ATTESTATION

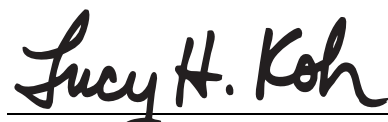
Pursuant to Civil Local Rule 5-1, I, L. Timothy Fisher, attest that all signatories listed, and on whose behalf the filing is submitted, concur in the stipulation's content and have authorized the stipulation.

/s/ L. Timothy Fisher

L. Timothy Fisher

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November 15, 2016



The Honorable Lucy H. Koh
United States District Court Judge